



Patent

Attorney Docket No. 1016800-000586

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Martin Josso

Group Art Unit: 1616

Application No.: 10/717,523

Examiner: James Henry Alstrum Acevedo

Filing Date: November 21, 2003

Confirmation No.: 8425

Title: NONAEROSOL/AEROSOL DISPENSING OF SUNSCREEN SPRAYS COMPRISING SILICA  
MICROPARTICLES

**SECOND  
INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a **SECOND** Information Disclosure Statement and accompanying form  
PTO-1449 for the above-identified patent application.

- ☒ No additional fee for submission of an IDS is required.
- ☐ The fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of \$180.00 (1806) as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.
- ☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL PC

P.O. Box 1404  
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By George F. Lesmes  
George F. Lesmes  
Registration No. 19,995

Date: March 31, 2006

**Buchanan Ingersoll PC**  
ATTORNEYS

Including attorneys from Burns Doane Swecker & Mathis

(8/05)



Attorney's Docket No. 1016800-000586

**UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of	)	
	)	
Martin JOSSO	)	Group Art Unit: 1616
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Application No.: 10/717,523	)	Examiner: James H. Alstrum Acevedo
	)	
Filed: November 21, 2003	)	Confirmation No.: 8425
	)	
For: NONAEROSOL/AEROSOL	)	
DISPENSING OF SUNSCREEN	)	
SPRAYS COMPRISING SILICA	)	
MICROPARTICLES	)	
	)	

**SECOND INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed. However, copies of the listed U.S. patents and U.S. patent application publications are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted after a first Office Action on the merits but prior to the closing of prosecution, therefore under 37 C.F.R. § 1.97(c), a statement is enclosed.

I, the undersigned, hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of this Information Disclosure Statement.

**SECOND** Information Disclosure Statement

Application No. 10/717,523

Attorney's Docket No. 1016800-000586

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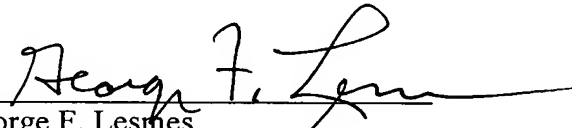
To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BUCHANAN INGERSOLL PC

Date March 31, 2006

By:

  
George F. Lesmes  
Registration No. 19,995

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**SECOND  
INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet

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of

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Complete if Known

Application Number	10/717,523
Filing Date	November 21, 2003
First Named Inventor	Martin Josso
Examiner Name	James Henry Alstrum Acevedo
Attorney Docket Number	1016800-000586

## U.S. PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	5,914,102		Fowler et al. (corresponds to WO 99/26599)	06-22-1999

## FOREIGN PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec
	JP11222420		Japan	08-17-1999						X	
	JP2002047164		Japan	02-12-2002						X	

## NON-PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.

Examiner Signature

Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.